IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10097 OF 2004

Varad Gramstha Sangha,
through its trustees
1.Laxman Kanoji Parab & Ors. .. Petitioners.
Vs.
Zilla Parishad Sindhudurg
Oros & Ors. .. Respondents.

Mr.Appasaheb Desai for the petitioners.

CORAM : D.B.BHOSALE, J.

DATED : 22ND DECEMBER, 2004

P.C.:

. Heard Mr.Desai, learned counsel for the petitioners.

2. This petition is directed against the concurrent findings recorded by the courts below in the application Exhibit-15 in Regular Civil Suit No.32/1998 by which the prayer for injunction restraining defendant no.6 - Education Officer from executing the order of stopping of grant to the petitioner-institution has been rejected. The order of Education Officer was passed in 1998. The application Exhibit-15 was rejected by the trial court on 1.11.2000 and the miscellaneous appeal

filed against that order was dismissed on 17.2.2004. At no stage of the proceedings an interim relief was granted by the courts below. Keeping that in view and considering that there are concurrent findings recorded by the authorities below and that there is sufficient material on record to sustain those findings and considering extremely limited jurisdiction of this court under Article 227 of the Constitution to disturb the findings of fact this writ petition cannot be entertained. The writ petition, therefore, fails and is dismissed as such. At this stage Mr.Desai, learned counsel for the petitioners prays for directions to the trial court to dispose of the suit expeditiously. Considering the nature of reliefs, the trial court will endeavour to dispose of the suit as expeditiously as possible and preferrably within nine months from date of receipt of this order. The petitioners to produce copy of this order before the trial court within four weeks from today.

(D.B.Bhosale, J.)